PTO/SB/08a/b (07-05)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Sub	estitute for form 1449A/B/PT	0		Complete if Known		
				Application Number	10/671,720-Conf. #9272	
11	NFORMATION	1 DI	SCLOSURE	Filing Date	September 29, 2003	
S	TATEMENT I	3Y /	APPLICANT	First Named Inventor	Harry A. Duuger III	
_				Art Unit	1616	
	(Use as many sh	eets as	necessary)	Examiner Name	Mina Haghighatian	
Sheet	1	of	3	Attorney Docket Number	N9810.0029/P029	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
mH	A01	US 2002/102,218	08-2002	Cowan	
iu	A02	US 2002/102,216	08-2002	Cowan et al.	
	A03	US 2003/039,680	02-2003	Dugger	+
+	A04	US 2003/077,228	04-2003	Dugger	· · · · · · · · · · · · · · · · · · ·
	A05	US 2003/077,229	04-2003	Dugger	
	A06	US 2003/082,107	05-2003	Dugger	
+	A07	US 2003/095,925	05-2003	Dugger	
	A08	US 2003/095,926	05-2003	Dugger	
	A09	US 2003/095,927	05-2003	Dugger	
	A10	US 2003/035,327	10-2003	Dugger	···············
	A11	US 2003/190,286	10-2003	Dugger	
	A12	US 2003/191,180	10-2003	Ross	
	A13	US 2003/191,100	11-2003	Dugger	
+	A14	US-2003/082107	05-2003	Dugger	
_	A15	US-2003/002107	07-2004	Adb El-Shafy Mohammed et al.	
	A16	US 2004/062,716	04-2004	Dugger	
+	A17	US 2004/002,716	06-2004	Dugger	
	A18	US 2004/120,896	06-2004	Dugger	
	A19	US 2004/136,913	07-2004	Dugger, et al.	
+	A20	US 2004/136,914	07-2004	Dugger, et al.	-
	A21	US 2004/136,915	07-2004	Dugger, et al.	
-	A22	US 2004/141,923	07-2004	Dugger et al.	
	A23	US 2004/265,239	12-2004	Dugger, et al.	
-	A24	US 2005/002,867	01-2005	Dugger, et al.	
-	A25	US 2005/025,712	02-2005	Dugger	
	A26	US 2005/025,712	02-2005	Dugger	
\dashv	A27	US 2005/025,713	02-2005	Dugger	
	A28	US 2005/025,715	02-2005	Dugger	
	A29	US 2005/025,715	02-2005	Dugger	
	A30	US 2005/025,717	02-2005	Dugger	
	A31	US 2005/142,069	06-2005	Dugger, III, Harry A.	
-	A32	US 2005/163,719	07-2005	Dugger et al.	
	A33	US 2005/180,923	08-2005	Dugger et al.	
-	A34*	US 2005/180,323	12-2005	Dugger, III, Harry A.	
-+-	A35	US 2005/281,753	12-2005	Dugger, III, Harry A.	
-	A36	US 2005/287,075	12-2005	Dugger, III, Harry A.	
	A37	US 2006/159,624	07-2006	Dugger et al.	
+	A38	US 2006/165,604	07-2006	Dugger et al.	
_	A39	US 2006/171,896	08-2006	Dugger et al.	
MH	A40	US 2006/198,790	09-2006	Dugger et al.	
Examine Signature		Mi Hay	higha	tion Date Considered	12/19/07

PTO/SB/08a/b (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO		Complete if Known			
				Application Number	10/671,720-Conf. #9272
INF	ORMATIC	N DIS	CLOSURE	Filing Date	September 29, 2003
STA	ATEMENT	BY A	PPLICANT	First Named Inventor	Harry A. Duuger III
				Art Unit	1616
	(Use as many	sheets as i	necessary)	Examiner Name	Mina Haghighatian
Sheet	. 2	of	3	Attorney Docket Number	N9810.0029/P029

mit	A41	US 2006/210,484	09-2006	Dugger et al.	
	A42	US 2006/216,240	09-2006	Dugger et al.	
	A43	US 2006/216,241	09-2006	Dugger et al.	
	A44	US 2006/222,597	10-2006	Dugger et al.	
	A45	US 2007/048,229	03-2007	Dugger et al.	
	A46	US 4,495,168	01-1985	Schmolka	
	A47	US 4,704,406	11-1987	Stanislaus et al.	
	A48	US 4,814,161	03-1989	Jinks et al.	
	A49	US 5,143,731	09-1992	Viegas et al.	
	A50	US 5,166,145	11-1992	Francisco Jao, et al.	
	A51	US 5,290,540	03-1994	Prince et al.	
	A52	US 5,502,076	03-1996	Dixit et al.	
	A53	US 5,602,182	02-1997	Popli et al.	
	A54	US 5,605,674	02-1997	Purewal et al.	
	A55	US 5,607,915	03-1997	Patton	
	A56	US 5,635,161	06-1997	Adjei et al.	
	A57	US 5,645,856	07-1997	Lacy et al.	
	A58	US 5,725,841	03-1998	Duan et al.	
	A59	US 5,795,909	08-1998	Shashoua et al.	
	A60	US 5,824,307	10-1998	Johnson	
	A61	US 5,891,465	04-1999	Keller et al.	
	A62	US 5,906,811	05-1999	Hersch, Theodore	
	A63	US 5,908,611	06-1999	Gottlieb et al.	
	A64*	US 6,143,329	11-2000	Kim, Soo-II	
	A65	US 6,212,227	04-2001	Ko et al.	
	A66	US 6,258,032	07-2001	Hammesfahr	
	A67	US 6,271,240	08-2001	Simon	
	A68	US 6,299,900	10-2001	Reed et al.	
	A69	US 6,375,975	04-2002	Modi	
	A70	US-6,458,842	10-2002	Dickinson et al.	
	A71	US 6,512,002	01-2003	Lee et al.	
	A72	US 6,676,931	01-2004	Dugger	
	A73	US-6,706,255	03-2004	Dickinson et al.	
	A74	US 6,816,452	11-2004	Machata	
	A75	US 6,969,508	11-2005	Dugger, III, Harry A.	
	A76	US 6,977,070	12-2005	Dugger, III, Harry A.	
	A77	US 6,998,110	02-2006	Dugger, III, Harry A.	
AW	A78	US 7,202,233	04-2007	Penkler	

		FOREIGN	PATENT DO	CUMENTS		
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
Initials*	No.1	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Date MM-DD-YYYY	Applicant of Cited Document		To
MA	B01	EP 0140434	05/1985			
Examine Signature		NV. Hoshigh	atian	Date Considered	12/19/07	

PTO/SB/08a/b (07-05)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO				Complete If Known		
				Application Number	10/671,720-Conf. #9272	
INFO	ORMATIC	ON DIS	CLOSURE	Filing Date	September 29, 2003	
STA	TEMENT	BY A	PPLICANT	First Named Inventor	Harry A. Duuger III	
				Art Unit	1616	
(Use as many sheets as necessary)		Examiner Name	Mina Haghighatian			
Sheet	3	of	3	Attorney Docket Number	N9810.0029/P029	

MH	B02	EP 0386700	09/1990	
1	B03	EP 1029536	08/2000	
	B04	GB 2295318	05/1996	
	B05	IE 912509 A1	02/1992	
	B06	WO 00/06534	02/2000	
	B07	WO 00/27359	05/2000	
	B08	WO 00/62757	10/2000	
	B09	WO 02/066089	08/2002	
	B10	WO 02/094232	11/2002	
	B11	WO 02/094234	11/2002	
	B12	WO 02/43695	11/2001	
	B13	WO 98/29097	07/1998	
	B14	WO 98/52540	11/1998	
	B15	WO 98/52545	11/1998	-
TYVA	B16	WO 99/16417	04/1999	

		NON PATENT LITERATURE DOCUMENTS	•
Examiner Initials	Cite No.1	include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
MA	C01	Drug Facts and Comparisons (Jan. 2002) pp. 186c-186d	
	C02	Goodman and Gilman's The Pharmacological Basis of Therapeutics, 9th ed., (1996), pp. 141-154, 169-170, 260, 303-304, 324, 362, 372, 420-422, 427, 471, 472, 478-480, 484, 490, 496-497, 928-930	,
	C03	KARLSSON, et al.; "A Comparison of the Effect of Inhaled Diuretics on Airway Reflexes in Humans and Guinea Pigs", The American Physiological Society, pp. 434-438 (1992)	
	C04	L.W. BROX, et al.; "Studies on the Growth Inhibition and Metabolism of 2'-Deoxy-2' fluorocytidine in Cultured Human Lymphoblasts"; Cancer Research, Vol. 34, pp 1838-1842 (1974)	
	C05	MOCHIZUKI, et al.; Inhaled Diuretics Attenuate Acid-Induced Cough in Children With Asthma"; Chest, 107/2 pp. 413-417 (1995)	
	C06	Physician's Desk Reference, 1995, pp 858-861, 2436-2441, 2548-2550	
	C07	TING-CHAO CHOU, et al.; "Pharmacological Disposition and Metabolic Fate of 2'-Fluoro-5- iodo-1-β-D-arabinofuranosylcytosine in Mice and Rats"; Cancer Research, Vol. 41, pp 3336- 3342 (1981)	
	C08	WOODLEY et al., Manual of Medical Therapeutics, 27th Edition, 1992, pp 341 and 370-371	
	C09	YE, JIANG HONG et al.; "Ondansetron Exhibits The Properties of a Local Anesthetic"; Anesthesia and Analgesia, Vol. 85. No. 5, November 1997; pgs 1116-1121	
mt	C10	ZERVAKIS, et al., "Taste Effects of Lingual Application of Cardiovascular Medications"; Physiology & Behavior, 68: pp. 405-413 (2000)	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

^{&#}x27;Applicant's unique citation designation number (optional). 'Applicant is to place a check mark here if English language Translation is attached.

	1				
Examiner //	l .	Hashia	Latian	Date	12/19/07
Signature		Manag	Much	Considered	12/11/0/

` In	dex	of	Cla	ims	

Application/Control No.	Applicant(s)/Patent under Reexamination
10/671,720	DUGGER ET AL.
Examiner	Art Unit

	Rejected	ı	(Through numeral) Cancelled
:	Allowed	+	Restricted

Z	Non-Elected
-	Interference

Mina Haghighatian

A	Appeal
0	Objected

1616

		\sqcup						Ļ			
Cla	Date										
	<u></u>	12	,			١					
Final	Original	12/07	ł				- 1		l	- 1	
i <u> </u>	Ě	17					- 1	l			
	١	1						$_{\perp}$			
	1										
	2	7									
	3	Ш		\neg							
	1 2 3 4 5	П				,					
	5	П									
	6	П								\neg	
	7	П		\Box							
	8	1									
	9										
	10	1									
	11	П						\Box			
	12							\Box			
	12 13 14	П	П	\dashv						\Box	
	14	П	\vdash			П			\Box	\neg	
	15	T	Н			\vdash		\vdash	\vdash	\neg	
\vdash	15 16 17	T	Н	\dashv		-			Н	\dashv	
	17	1					_			\dashv	
	18	1								-	
	18 19	 	Н	-				_	\vdash	\vdash	
\vdash	20	+	Н	\vdash						Н	
<u> </u>	21	1	\vdash	-	_	-		_	\vdash	Н	
	21 22	1	\vdash			H				\vdash	
	23	1				\vdash		\vdash	-	\vdash	
-	24	++				\vdash	-	-	-		
-	25	╫	-	-		-		-	-	-	
<u> </u>	26		\vdash			-	-	-	┢	Н	
	27		<u> </u>	-			⊢		\vdash	Н	
-	28	١.,	\vdash		_	_	⊢	-		Н	
-	29	1		_	_	┝	├─	┢		Н	
-	30	+-	\vdash		_		├	-		Н	
	31	+			<u> </u>	-		-	_	Н	
_	31	+	 				-	<u> </u>	_	H	
—	32 33	+	H						-	Н	
-	33	+	-		<u> </u>	-	-	-	\vdash	Н	
<u> </u>	34	+-	H	\vdash	_	├-	\vdash	\vdash		Н	
	35 36	+	-	\vdash	 	-	\vdash	\vdash	 	Н	
		+	 	 	<u> </u>	\vdash	\vdash	\vdash		Н	
<u> </u>	37	+	⊢	<u> </u>	<u> </u>	-	-	├	-	Н	
<u> </u>	38	+	-	\vdash	ļ	-	\vdash	\vdash	\vdash	Н	
	1 00	 	⊢	 	 	 -	├	├	-	Н	
<u> </u>	40	1	├—	⊢	├—	<u> </u>	<u> </u>	 	-	Н	
<u> </u>	41	#	 	\vdash	<u> </u>	-	<u> </u>	-	\vdash	Н	
\vdash	42	#	├	ļ	<u> </u>	 	<u> </u>		\vdash	Н	
<u> </u>	43	#	⊢	<u> </u>	<u> </u>	 	 	 	<u> </u>	Ш	
<u> </u>	44	44	Ь	\vdash		<u> </u>	<u> </u>	├	 	Ш	
	45	11	<u> </u>	⊢	<u> </u>	<u> </u>	 	<u> </u>	_	Ш	
L_	46	K	1_	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	 	Ш	
L	47	<u> </u>		<u> </u>	_	_	_			Ш	
	48	1	<u> </u>	<u> </u>	Ь	<u> </u>	<u> </u>	<u> </u>	乚	Щ	
<u></u>	49	\perp	lacksquare	<u> </u>	L	L	<u></u>	<u>L</u>	<u> </u>	Ш	
	50	1		L	L			\bot	$oxed{oxed}$	Ш	

Claim		Date									
ا ہے ا	Original	12/07									
Final	ΞĒ	0		:							
╽╙	ြင်	7									
			L.								
1	51		ŀ								
	52										
	53			_	_				\vdash	_	
	E4	-	⊢	├	\vdash				\vdash		
	54 55	_	<u> </u>	-	<u> </u>		_				
	55	L		<u>L</u>	<u> </u>						
1	56		L	1 _							
	57	V									
	58	~									
<u> </u>	59	-		一	-	 					
	1 23			┢	_	-		⊢	\vdash		
-	60	ļ.,	<u> </u>	1		<u> </u>	<u> </u>				
	61	1		<u> </u>							
	62	l									
	63	N		Γ							
1	64	<u> </u>	<u> </u>	\vdash	\vdash		 		Г	_	
-	65	7	┢	\vdash	⊢	-	-		\vdash	\vdash	
—	65	ľ	├-	-	\vdash	-	 		\vdash	<u> </u>	
<u> </u>	66	<u>_</u>	_	_	Щ		_		L-		
l	67	N							L		
	68				Γ	[
	69	.7	T	ļ	Г	\vdash	-			Ι	
	70	//~	╁	1-	-	\vdash	\vdash	⊢	 	\vdash	
	70		-	├	-	├	H	⊢	├	\vdash	
	71 72 73	N	<u> </u>	 _	_	_	_	<u> </u>	 -	_	
	72			1				_		_	
	73	N		1				1	1		
_	74			1							
-	75	N	\vdash	\vdash	╁	 	<u> </u>		1		
	76	10	╁╾	┼-	╁	-	 	├	!	┢	
	70	١.,	├	╄	_		┢	├-	-	┢	
	77	Ν	<u> </u>	 	L	-	<u> </u>	<u> </u>	<u> </u>	<u> </u>	
	78	L.		<u> </u>					_		
	79	W			T						
	80	T	1	\top				Г			
-	81	7	\vdash	╁╌	┪-	1			╁┈	 	
-		/*	\vdash	+	-	┰	├	\vdash	\vdash	-	
	82	١.,	\vdash	┼-	├	╂	├	-	├	-	
<u> </u>	83	N	L.	1_	ـــ	_	\vdash	\vdash	Ļ	L_	
L_	84	L	L	L	L				L		
	85	M				1					
	86		Τ	1	1	Τ	Γ	Π			
-	87	시	T	1	t	T	Т	<u> </u>	1		
	90	 '	+	\vdash	+-	╁	\vdash	\vdash	+-	 	
ļ	88	╀	↓	╁	1	_	\vdash	├-	+-	\vdash	
	89	<u> </u>	 	 	1	┞.	<u> </u>	<u> </u>	_	<u> </u>	
L	90	L.		\perp	L	\perp	L	L	L	\perp	
	91	M		Γ	1	1	_		1		
	92	Т	1	T	T	Π	1	Г	П	Г	
	93	t^-	T	t	+	\vdash	1	t	t	t	
—	94	╂	╁╌	+	+	\vdash	\vdash	\vdash	+	╁─	
-		\vdash	\vdash	+	+-	╄	├	⊢	┼-	-	
	95	丄	_	↓_	1	\perp	\perp	\perp	 	$oxed{oxed}$	
	96	L	L			L	L	L	L		
	97				Γ		Γ		1		
	98		1	\top	Τ				Т	П	
-	99	+-	十	T	t	T	\vdash	1	T	1	
	100	\vdash	╁	+	╁	\vdash	1	\vdash	╁╌	\vdash	
L	1100	1_	ــــــــــــــــــــــــــــــــــــــ	<u> </u>	1	<u> </u>	<u></u>	<u>L.</u>		L	

Cla	Date										
Final	Original										
	101 102 103										
	102										
	103										
	104	<u> </u>		Ш		Щ			_	_	
	105 106			Ш			_	_		႕	
	106	_				_		\blacksquare			
	107	<u> </u>		-			_			4	
	108 109	 	-	\vdash		-			-	\dashv	
	110		├	\vdash		-			-		
	111	⊢	┝	-		\vdash	\vdash		-	_	
_	112	┢	-			\vdash	_			\dashv	
	111 112 113	\vdash	╁	 		\vdash				П	
	114				_	—				\neg	
	114 115	T	1							\neg	
	116	1	Ť								
	117										
	118 119 120 121										
	119		L								
Ĺ	120		丄		L.						
	121		$oxed{oxed}$	_	<u> </u>	┖	<u> </u>	_			
	122	_	<u> </u>		L.	 	<u> </u>	_	_	_	
	122 123 124	<u> </u>	1	╄	_	 	<u> </u>		-	Н	
<u> </u>	124		1	├	_	┞-	_	<u> </u>	-	Н	
	125 126 127	├	-			-	-	<u> </u>		$\vdash\vdash$	
	120	┼-	╀	1	-	┢	\vdash	\vdash			
-	128	╁╌	╁	-	\vdash	╁╌	-		┢	-	
	128 129	\vdash	╁	╁	-	1	-	┢		Н	
	130	\vdash	t	一	-	T		1			
	131	t	\vdash	T	-		Т				
	132	1	T	T	T	Т	Г				
	133			Τ	Г	1			Π		
	134										
	135										
	136					<u> </u>	L		<u> </u>		
<u> </u>	137	1_	┡	↓_	<u> </u>	<u> </u>	<u> </u>	<u> </u>	ļ		
	138	1	╄	┡	⊢	╄	⊢-	-	-		
	139	\vdash	┼	+	⊢	╄-	 		 —	-	
<u> </u>	140	+	\vdash	+-	-	+	-	\vdash	┢	-	
	141	+	╀╌	+-	⊢	\vdash	-	\vdash	-	-	
\vdash	143	╁	+	+	╁	+	\vdash	-	+-		
-	143	+-	╁	+	\vdash	╁╴	\vdash	\vdash	╁	-	
	145	+	+	+	╁	╁┈	\vdash	\vdash	\vdash		
 	146	+	\vdash	十	\vdash	T	┢~	1	t	Н	
	147	T		t^-	\vdash	†	T	厂	T	Т	
	148	T	1	\top	T	1	Г	Г		Г	
	149	\top	1						Γ		
	150	Т	\top	1	Γ	T	Π		Ī		